

Jonathan N. Halpern
Jonathan H. Friedman
FOLEY & LARDNER LLP
90 Park Avenue
New York, NY 10016-1314
Tel: 212-682-7474
Fax: 212-687-2329
jhalpern@foley.com
jfriedman@foley.com

Counsel for Defendant Stefan Lumiere

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

-----X	
UNITED STATES OF AMERICA	:
	:
	:
-v-	:
	:
STEFAN LUMIERE,	:
	:
	:
Defendant.	:
-----X	

Docket No.: 1:16-CR-00483-JSR

**NOTICE OF MOTION TO
VACATE JUDGMENT AND
GRANT A NEW TRIAL**

PLEASE TAKE NOTICE that, upon the accompanying Memorandum of Law and the Declaration of Jonathan N. Halpern, defendant Stefan Lumiere, by his counsel, will move this Court, before the Honorable Jed S. Rakoff, United States District Judge, United States Courthouse, 500 Pearl Street, New York, New York 10007, at such date and time as designated by the Court, to vacate the judgment against the defendant and grant a new trial in the interest of justice pursuant to Rule 33 of the Federal Rules of Criminal Procedure.

Dated: February 16, 2017
New York, New York

FOLEY & LARDNER LLP

By: /s/ Jonathan N. Halpern
Jonathan N. Halpern
Jonathan H. Friedman
90 Park Avenue
New York, NY 10016
(212) 682-7474
jhalpern@foley.com
jfriedman@foley.com

Attorneys for Defendant Stefan Lumiere